

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

On 12/18/06

TOWNSEND and TOWNSEND and CREW LLP

By: 

PATENT
Attorney Docket No.: 022122-000410US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

BRIAN N. PIERCE

Application No.: 10/789,948

Filed: February 26, 2004

For: DISINFECTION, DESTRUCTION OF
NEOPLASTIC GROWTH, AND
STERILIZATION BY DIFFERENTIAL
ABSORPTION OF
ELECTROMAGNETIC ENERGY

Customer No.: 20350

Confirmation No.: 5787

Examiner: Johnson III, Henry M.

Art Unit: 3739

**AMENDMENT AND REQUEST
FOR RECONSIDERATION
UNDER 37 CFR § 1.114(c)
ACCOMPANYING REQUEST
FOR CONTINUED
EXAMINATION**

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The following is offered in conjunction with the Request for Continued Examination submitted herewith. Reconsideration of the application is respectfully requested.

Amendments to the Claims begin on page 2 of this paper and include an attached replacement sheet.

Remarks/Arguments begin on page 6 of this paper.